



**RANDALL C. BUDGE**  
randy@racineolson.com  
**Tessa Sparrow, Legal Assistant**  
tessa@racineolson.com

August 28, 2020

RECEIVED

AUG 31 2020

Department of Water Resources  
Eastern Region

Michael Holliday  
Idaho Department of Water Resources  
Eastern Region Office  
900 North Skyline Drive, Suite A  
Idaho Falls, Idaho 83402-1718

**Re: Wade and Kirsten Schvaneveldt Water Right Transfer  
Application**

Dear Michael:

Enclosed please find a check in the amount of \$75 for the additional filing fees. If you have any questions, please contact us. Thank you for your assistance.

Sincerely,

A handwritten signature in blue ink that reads 'Tessa Sparrow'.

TESSA SPARROW  
Legal Assistant to  
RANDALL C. BUDGE

RCB:ts  
Enclosures

8/31/2020 CH \$75 E046239

For Value Received RALPH T. HANSEN and STELLA J. HANSEN,  
husband and wife,

REVENUE STAMPS

the grantors . do hereby grant, bargain, sell and convey unto

BERDELL C. McCURDY and JUANITA H. McCURDY, husband and wife,

the grantees, the following described premises, in Caribou County Idaho, to wit:

Township 10 South, Range 40 East of the Boise Meridian.  
Section 29: E 1/2 NE 1/4, NW 1/4 NE 1/4, EXCEPT THEREFROM  
Beginning at a point which is North 89°06' West 1100 feet,  
and thence South 0°54' West 30 feet from the Northeast  
corner of said Section 29, and running thence South 71°54'  
West 1073 feet along the north bank of an irrigation ditch,  
thence North 78°05' West 458 feet, thence North 0°54'  
East 286 feet, thence South 89°06' East 1459.5 feet to  
the point of beginning.

ALSO EXCEPTING the following land: Beginning at a point  
1600 feet South of the Northeast corner of Section 29,  
thence West 470 feet, thence South 250 feet, thence East  
470 feet, thence North 250 feet to the point of beginning.

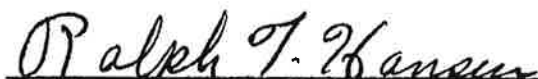
Subject to a loan with The Federal Land Bank of Spokane,  
which Grantees assume and agree to pay according to the  
terms and tenor thereof.

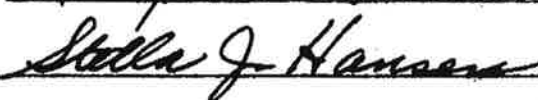
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees,  
their heirs and assigns forever. And the said Grantors do hereby covenant to and  
with the said Grantees, that they are the owners in fee simple of said premises; that they are free  
from all incumbrances.

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: NOV 29 1968







STATE OF IDAHO, COUNTY OF Caribou

On this 29 day of Nov. , 1968,  
before me, a notary public in and for said State, personally  
appeared RALPH T. HANSEN and STELLA  
J. HANSEN, husband and wife,

known to me to be the persons whose names are  
subscribed to the within instrument, and acknowledged to  
me that they executed the same.

137008

STATE OF IDAHO }  
County of Caribou }

88

I Hereby certify that this instrument was filed  
at the request of Berdell C. McCurdy  
at 3:20 o'clock P M this 19 day of  
July, 1968 in my office and duly  
recorded in Microfilm Records  
Myrna W. Archibald

Furnished by the POCAHONTO TITLE

Instrument # 193494  
CARIBOU COUNTY  
5-5-2014 03:14:57 No. of Pages: 2  
Recorded for: HALLOCK AND HALLOCK  
VEDA MASCARENAS Fee: 1.000  
Ex-Officio Recorder Deputy  
Index to: WARRANTY DEED

When Recorded Mail To:

Hallock & Hallock, a professional corporation  
40 West Cache Valley Blvd., Suite 9A  
Logan, Utah 84341

Send Tax Notices To:

Berdell C. and Juanita McCurdy, Trustees  
P.O. Box 302  
Grace, Idaho 83241

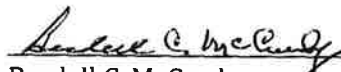
**WARRANTY DEED**


BERDELL C. MCCURDY and JUANITA MCCURDY, grantors, of 202 South 1<sup>st</sup> West, Grace, County of Caribou, State of Idaho 83241, do hereby grant, bargain, sell, warrant and convey to BERDELL C. MCCURDY and JUANITA MCCURDY, TRUSTEES OF THE BERDELL AND JUANITA MCCURDY LIVING TRUST DATED APRIL 29, 2014, AND ANY AMENDMENTS THERETO of 202 South 1<sup>st</sup> West, Grace, County of Caribou, State of Idaho 83241, grantee, for the sum of ONE DOLLAR, their undivided interest in the following described real estate in Caribou County, State of Idaho:

See Exhibit "A", attached.

Together with all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereto.

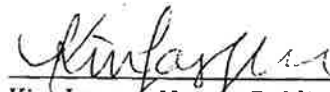
Witness in the hands of said grantors this 29<sup>th</sup> day of April 2014.

  
Berdell C. McCurdy

  
Juanita McCurdy

STATE OF UTAH     )  
                              :SS  
COUNTY OF CACHE )

On the 29<sup>th</sup> day of April 2014, before me, the undersigned Notary, personally appeared Berdell C. McCurdy and Juanita McCurdy, who are personally known to me or who proved to me their identities through documentary evidence to be the persons who signed the preceding document in my presence and who swore to me that their signatures are voluntary and document truthful.

  
Kim Larsen, Notary Public  
40 West Cache Valley Blvd. Suite 9A  
Logan, Utah 84341

My commission expires: 06/26/2017



## **EXHIBIT "A"**

### **TRACT 1:**

Lots 1 and 2, and the North 18 feet of Lot 3, Block 21, Citizens Addition to Grace, according to the official plat thereof, as recorded in the office of the County Recorder of Caribou County, Idaho, in Book 5 of Miscellaneous Records, at page 234.

(Parcel No. 02530102101A)

### **TRACT 2:**

Lots 13, 14, and 15, Block 22, Citizens Addition to Grace Townsite, according to the official plat thereof, as recorded in the office of the County Recorder of Caribou County, Idaho, in Book 5 of Miscellaneous Records at page 234. The same being the North 123 feet of the W½ of Block 22, Citizens Addition to Grace Townsite.

(Parcel No. 025301022130)

### **TRACT 3:**

Township 10 South, Range 40 East of the Boise Meridian, Section 29: E½ NE¼, NW¼ NE¼. Except therefrom: Beginning at a point which is North 89°06' West 1100 feet, and thence South 0°54' West 30 feet from the Northeast Corner of said Section 29, and running thence South 71°54' West 1073 feet along the North bank of an irrigation ditch, thence North 78°05' West 458 feet, thence North 0°54' East 286 feet, thence South 89°06' East 1459.5 feet to the point of beginning. Also excepting the following land: Beginning at a point 1600 feet South of the Northeast Corner of Section 29, thence West 470 feet, thence South 250 feet, thence East 470 feet, thence North 250 feet to the point of beginning.

Less: A parcel of land located in the Southeast One-Quarter, Northeast One-Quarter, Section 29, Township 10 South, Range 40 East, Boise Meridian, Caribou County, Idaho. Described more particularly as follows: Basis of Bearings: the Central Meridian of the East Zone of the Idaho State Plane Coordinate System. Commencing at the one-quarter corner common to Sections 29 and 28, the true point of beginning. Thence North 89°13'22" West along the latitudinal centerline of said Section 29, a distance of 169.53 feet to a point of intersection with the center line of Bear River; thence along said centerline of Bear River by the following four (4) courses: North 28°23'05" West a distance of 37.90 feet; North 04°36'28" West a distance of 280.53 feet; North 17°24'08" East a distance of 198.10 feet; North 32°23'54" East a distance of 300.69 feet to a point of intersection with the East line of said Section 29; thence South 00°46'38" West along said East line of Section 29, a distance of 758.26 feet to the one-quarter corner common to Sections 29 and 28, the true point of beginning.

(Parcel No. 10S40E290000)

**RECORDING REQUESTED BY**  
First American Title Company

**AND WHEN RECORDED MAIL TO:**  
First American Title Company  
241 S Main Street Suite 1  
Soda Springs, ID 83276

**Instrument # 201833**

CARIBOU COUNTY, IDAHO

11-02-2018 09:40:06 No. of Pages: 3

Recorded for: FIRST AMERICAN TITLE CO, INC - SODA

Denise Horsley Fee: \$16.00

Ex-Officio Recorder Deputy *Denise Horsley*

Index to: WARRANTY DEED

Space Above This Line for Recorder's Use Only

**WARRANTY DEED**

File No.: **704227SOD (ch)**

Date: **October 30, 2018**

For Value Received, **Berdell C. McCurdy and Juanita McCurdy, Trustees of The Berdell and Juanita McCurdy Living Trust Dated April 29, 2014**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Wade Lee Schvaneveldt and Kirsten Lyn Schvaneveldt, husband and wife**, hereinafter called the Grantee, whose current address is **P.O. Box 602, Grace, ID 83241**, the following described premises, situated in **Caribou County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 10/30/2018

Warranty Deed  
- continued

File No.: 704227SOD (ch)

The Berdell and Juanita McCurdy Living Trust  
Dated April 29, 2014

Berdell C. McCurdy  
Berdell C. McCurdy, Trustee

Juanita McCurdy  
Juanita McCurdy, Trustee

STATE OF Idaho )  
COUNTY OF Caribou )  
ss.

On this 31<sup>st</sup> day of November, 2018, before me, a Notary Public in and for said State, personally appeared **Berdell C. McCurdy and Juanita McCurdy**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument as trustees of the **Berdell and Juanita McCurdy Living Trust**, and acknowledged to me that they executed the same as such trustees.



Carla Hale  
Notary Public of Idaho  
Residing at: Soda Springs, Idaho  
Commission Expires: 12/12/2020

## **EXHIBIT A**

**Township 10 South, Range 40 East of the Boise Meridian, Caribou County, Idaho:**

**Section 29: E $\frac{1}{2}$ NE $\frac{1}{4}$ , NW $\frac{1}{4}$ NE $\frac{1}{4}$ ,**

**EXCEPT THEREFROM, Beginning at a point which is North 89°06' West 1100 feet, and Thence South 0°54' West 30 feet from the Northeast corner of said Section 29, and running Thence South 71°54' West 1073 feet along the North bank of an irrigation ditch; Thence North 78°05' West 458 feet; Thence North 0°54' East 286 feet; Thence South 89°06' East 1459.5 feet, to the Point of Beginning.**

**ALSO EXCEPT THEREFROM, Beginning at a point 1600 feet South of the Northeast corner of Section 29, and running Thence West 470 feet; Thence South 250 feet Thence East 470 feet; Thence North 250 feet, to the Point of Beginning.**

**ALSO EXCEPT THEREFROM, A parcel of land located in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Section 29, Township 10 South, Range 40 East, Boise Meridian, Caribou County, Idaho. Described more particularly as follows:**

**Basis of Bearings: the Central Meridian of the East Zone of the Idaho State Plane Coordinate System.**

**Commencing at the One-Quarter Corner common to Section 29 and 28, the True Point of Beginning.**

**Thence North 89°13'22" West along the latitudinal centerline of said Section 29, a distance of 169.53 feet to a point of intersection with the center line of Bear River; Thence along said centerline of Bear River by the following four (4) courses: North 28°23'05" West a distance of 37.90 feet; North 04°36'28" West a distance of 280.53 feet; North 17°24'08" East a distance of 198.10 feet; Thence North 32°23'54" East a distance of 300.69 feet to a point of intersection with the East line of said Section 29; Thence South 00°48'38" West along said East line of Section 29, a distance of 758.26 feet, to the One-Quarter Corner common to section 29 and 28, the TRUE POINT OF BEGINNING.**